

JPW

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT
(Under 37 CFR 1.97(b) or 1.97(c))

Docket No.
67722/00027

In Re Application Of: LEE, J. Michael; CREWE, Katherine H.; and MASTRANGELO, Christine

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/759,527	1/20/2004	PELLEGRINO, Brian E.	27871	3738	7048

Title: EXPANDABLE STENT



Address to:
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

37 CFR 1.97(b)

1. ☒ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

37 CFR 1.97(c)

2. ☐ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:
- ☐ the statement specified in 37 CFR 1.97(e);
- OR
- ☐ the fee set forth in 37 CFR 1.17(p).

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10/759,527	1/20/2004	PELLEGRINO, Brian E.	27871	3738	7048

Title: EXPANDABLE STENT



Payment of Fee

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- ☐ A check in the amount of _____ is attached.
- ☐ The Director is hereby authorized to charge and credit Deposit Account No. _____ as described below.
- ☐ Charge the amount of _____
- ☐ Credit any overpayment.
- ☐ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. _____)

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____

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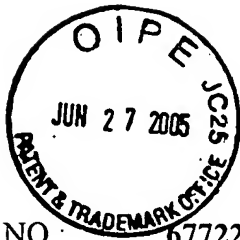
***This certificate may only be used if paying by deposit account.**

Dated: June 24, 2005

Signature

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1

ATTORNEY DOCKET NO.: 67722/27
CUSTOMER NUMBER: 000027871

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re patent application of:

LEE, J Michael; CREWE, Katherine H; and MASTRANGELO, Christine

Serial No.: **10/759,527** Group Art Unit: **3738**
Filed: **January 20, 2004** Examiner: **PELLEGRINO, Brian E.**
Title: **EXPANDABLE STENT**

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty to disclose under 37 CFR §1.56, Applicant submits herewith a Form PTO/SB/08A listing references of which the Applicant is aware and which are brought to the attention of the Examiner. In accordance with 37 CFR §1.98(a)(2), a copy of each document listed in the enclosed Form PTO/SB/08A is submitted herewith excluding U.S. patent references.

U.S. patent references are not enclosed pursuant to the Office's waiver (published in the Official Gazette -- August 5, 2003) of such requirement for all U.S. national patent applications and for all international applications that have entered the national stage under 35 USC 371 filed after June 30, 2003.

Pursuant to 35 USC §120, this application relies on the earlier filing date(s) of the following prior applications:

Serial Number

08/687,223

09/063,496

Filing Date

July 25, 1996

April 20, 1998

09/893,253

June 27, 2001

The filing of this IDS shall not be construed as a representation that a search has been made, an admission that the information cited is, or is considered to be, material for patentability, or that no other material information exists. This filing shall not be construed as an admission against interest in any matter.

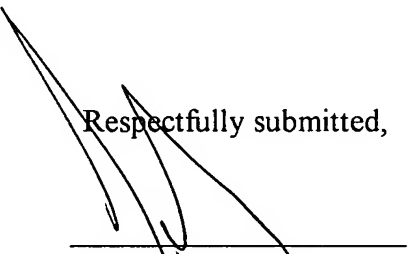
This IDS is submitted pursuant to 37 CFR §1.97(b) and, accordingly, no fee is believed to be due for consideration of the documents submitted herewith.

Applicant respectfully requests consideration of the items listed and requests the Examiner to return a copy of the attached Form PTO/SB/08A after being marked as being considered by the Examiner.

Date:

24 June 01

Respectfully submitted,



John R.S. Orange
Registration No. 29,725
Agent for Applicant

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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 3

Complete if Known

Application Number	10/759,527
Filing Date	January 20, 2004
First named Inventor	LEE, J. Michael
Art Unit	3738
Examiner Name	PELLEGRINO, Brian E.
Attorney Docket Number	67722/27

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 3,657,744	04-25-1972	Ersek	
		US- 4,503,569	03-12-1985	Dotter	
		US- 4,553,545	11-19-1985	Maass et al.	
		US- 4,580,568	04-08-1986	Gianturco	
		US- 4,655,771	04-07-1987	Wallsten	
		US- 4,665,918	05-19-1987	Garza et al.	
		US- 4,733,665	03-29-1988	Palmaz	
		US- 4,856,516	08-15-1989	Hillstead	
		US- 5,104,404	04-14-1992	Wolff	
		US- 5,197,978	03-30-1993	Hess	
		US- 5,201,757	04-13-1993	Heyn et al.	
		US- 5,217,483	06-08-1993	Tower	
		US- 5,226,913	07-13-1993	Pinchuk	
		US- 5,344,426	09-06-1994	Lau et al.	
		US- 5,354,308	10-11-1994	Simon et al.	
		US- 5,356,423	10-18-1994	Tihon et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³	Number ⁴	Kind-Code ⁵ (if known)				
		DE	88 12 719.2	U1	10-11-1988	Schnepp-Pesch, W. et al.		
		EP	0 274 846	A1	07-20-1988	Rosenbluth, Robert F.		
		EP	0 335 341	A1	10-04-1989	Palmaz, Julio C.		
		EP	0 540 290	A2	05-05-1993	Lau, Lilip et al.		
		WO	95/03010	A1	02-02-1995	Boatman, Scott E. et al.		
		WO	95/09584	A1	04-13-1995	Boudghene, Frank et al.		
		WO	96/09103	A1	03-28-1996	Berry, Joel L. et al.		

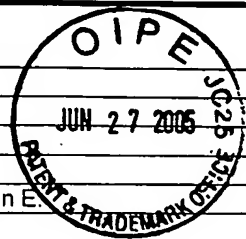
Examiner
SignatureDate
Considered

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicants' unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>				Complete if Known Application Number 10/759,527 Filing Date January 20, 2004 First named Inventor LEE J. Michael Art Unit 3738 Examiner Name PELLEGRINO, Brian E. Attorney Docket Number 67722/27	
Sheet	2	of	3		



U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 5,389,106	02-14-1995	Tower	
		US- 5,395,390	03-07-1995	Simon et al.	
		US- 5,397,355	03-14-1995	Marin et al.	
		US- 5,405,377	04-11-1995	Cragg	
		US- 5,405,380	04-11-1995	Gianotti et al.	
		US- 5,433,723	07-18-1995	Lindenberg et al.	
		US- 5,443,499	08-22-1995	Schmitt	
		US- 5,443,500	08-22-1995	Sigwart	
		US- 5,449,373	09-12-1995	Pinchasik et al.	
		US- 5,476,505	12-19-1995	Limon	
		US- 5,476,508	12-19-1995	Amstrup	
		US- 5,478,349	12-26-1995	Nicholas	
		US- 5,507,767	04-16-1996	Maeda et al.	
		US- 5,507,768	04-16-1996	Lau et al.	
		US- 5,507,771	04-16-1996	Gianturco	
		US- 5,514,176	05-07-1996	Bosley, Jr.	
		US- 5,534,007	07-09-1996	St. Germain et al.	
		US- 5,540,712	07-30-1996	Kleshinski et al.	
		US- 5,549,635	08-27-1996	Solar	
		US- 5,549,662	08-27-1996	Fordenbacher	
		US- 5,556,414	09-17-1996	Turi	

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Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³	Number ⁴	Kind-Code ⁵ (if known)				

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicants' unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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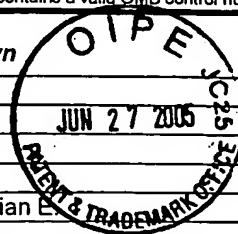
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Sheet 3 of 3

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Filing Date	January 20, 2004
First named Inventor	LEE, J. Michael
Art Unit	3738
Examiner Name	PELLEGRINO, Brian E.
Attorney Docket Number	67722/27

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		Number-Kind Code ² (if known)			
		US- 5,562,697	10-08-1996	Christiansen	
		US- 5,562,725	10-08-1996	Schmitt et al.	
		US- 5,571,135	11-05-1996	Fraser et al.	
		US- 5,575,816	11-19-1996	Rudnick et al.	
		US- 5,591,196	01-07-1997	Marin et al.	
		US-5,591,197	01-07-1997	Orth et al.	
		US- 5,591,198	01-07-1997	Boyle et al.	
		US- 5,591,229	01-07-1997	Parodi	
		US-5,593,434	01-14-1997	Williams	
		US-5,593,442	01-14-1997	Klein	
		US- 5,601,593	02-11-1997	Freitag	
		US- 5,603,722	02-18-1997	Phan et al.	
		US- 5,607,467	03-04-1997	Froix	
		US- 5,618,300	04-08-1997	Marin et al.	
		US- 5,626,602	05-06-1997	Gianotti et al.	
		US- 5,626,603	05-06-1997	Venturelli et al.	
		US- 5,733,303	03-31-1998	Israel et al.	
		US- 5,817,152	10-06-1998	Birdsall et al.	
		US- 5,776,181	07-07-1998	Lee et al.	
		US- 6,261,318	07-17-2001	Lee et al.	

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